

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Virginia 22313-1450 www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/786,184	02/25/2004	Robert D. Dressler	3695	
75	90 06/30/2006	•	EXAM	INER
Larry W. Mille	er		HORTON, YVO	NNE MICHELE
Miller Law Gro	up, PLLC			
25 Stevens Ave	nue		ART UNIT	PAPER NUMBER
West Lawn, PA 19609			3635	
			DATE MAILED: 06/30/2006	

Please find below and/or attached an Office communication concerning this application or proceeding.

1) ⊠ Responsive to communication(s) filed on 25 February 2004. 2a) ☐ This action is FINAL. 2b) ☑ This action is non-final. 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213. Disposition of Claims 4) ☑ Claim(s) 1-18 is/are pending in the application. 4a) Of the above claim(s)		Application No.	Applicant(s)			
Period for Reply A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION. A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION. If NO period for reply is specified above, the maximum statistory period will apply and will expire SIX (6) MONTHS from the making date of this communication. If NO period for reply is specified above, the maximum statistory period will apply and will expire SIX (6) MONTHS from the making date of this communication. If NO period for reply is specified above, the maximum statistory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication. If NO period for reply is specified above, the maximum statistory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication. If NO period for reply is specified above, the maximum statistory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication. If NO period for reply is specified above, the maximum statistory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication. If NO period for reply is specified above, the maximum statistory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication. If NO period for reply is specified above, the maximum statistory period will apply and will expire SIX (6) MONTHS from the maximum statistory period will apply and will expire SIX (6) MONTHS from the maximum statistory period will apply and will apply and will apply and statistically and and statistically and statistica		10/786,184	DRESSLER, ROBERT D.			
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Application/Control Number: 10/786,184

Art Unit: 3635

DETAILED ACTION

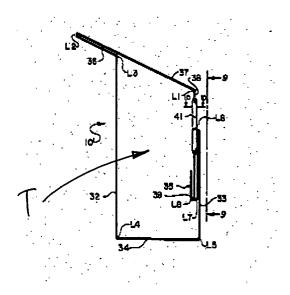
Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless -

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

Claim 1 is rejected under 35 U.S.C. 102(b) as being anticipated by US Patent #4,667,448 to SMITH. SMITH discloses the use of a rain gutter (10) including a trough portion (T) having a front face (33) with an upper lip (as at L6), a rear wall (32), and a



bottom wall (34); an integral leaf guard portion (37) extending from the rear wall (32) and terminating in an attachment lip (38,39) proximate the upper lip (as at L6); and a connecting member (35,39) that interengages the attachment lip (39).

Allowable Subject Matter

Claims 2-7 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Claims 8-18 are allowed.

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Yvonne M. Horton whose telephone number is (571) 272-6845. The examiner can normally be reached on 6:30 am - 3:00 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Carl D. Friedman can be reached on (571) 272-6842. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Yvonne M. Horton 06/25/06